

OSBORNE PLEADS "NOT GUILTY" TO PERJURY CHARGE

Prosecutor Gets Change of
Venue in Effort to With-
hold Minutes.

LIVELY TILT IN COURT.

Counsel Recalls Judge's Prom-
ise to Reveal Charges and
Weeks Resents It.

(Special to The Evening World.)
WHITE PLAINS, N. Y., Jan. 17.—
Former Warden Thomas Mott Os-
borne of Sing Sing, under indictment
by the Westchester County Grand
Jury, appeared before Justice Mor-
schauer in the Supreme Court here
to-day to plead to the indictment for
perjury. After a plea of not guilty
had been entered his trial was tem-
porarily fixed for Feb. 7.

For a third time Osborne failed to
get the minutes of the Grand Jury,
upon which the indictments were
founded. Assistant District Attor-
ney Fallon objected to Justice Mor-
schauer hearing that motion,
because he said that the Court
had prejudged the motion when he
stated on proper papers he would
grant Mr. Battle the right to inspect
the minutes.

"I think it should go before
Judge Young," said Judge Mor-
schauer. "I say to you now, Mr. Bat-
tle, that if it is sent back to me I will
grant the motion for the minutes im-
mediately."

Then Mr. Battle, his associate,
Huntington W. Merchant; Mr. Os-
borne, District Attorney Weeks, his
assistant, Mr. Fallon, and a score of
lawyers marched to Part I. Judge
Young, however, would not hear the
motion. He said: "I think that I feel
some hesitation in hearing this mo-
tion because the present District At-
torney was my assistant when I was
District Attorney. I think you should
go before some other Judge."

Mr. Battle suggested that the mat-
ter be sent back before Judge Mor-
schauer, but District Attorney Weeks
protested.

"I object to the matter being heard
by Judge Morchauer," snapped Mr.
Weeks, "because he stated in open
court that he would grant the mo-
tion."

Finally it was agreed that the mat-
ter should be sent before Judge Ar-
thur S. Tompkins of New York, who
is presiding over the Criminal Term in
Part VII. in Brooklyn. It will be
heard by him on Tuesday morning.

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ing, Healing Influence.

To endure the distress of itching,
diseased skin and not to know
Poslam can do to correct the disorder
is to neglect an opportunity for su-
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It is a delight to find, after a few
applications, that some unsightly, itchy
affection has disappeared. It is a
welcome sight to see, every day,
actual improvement in some stubborn
disease which has endured for weeks,
perhaps for years.

Poslam Soap, medicated with Pos-
lam, contains all of quality that can
be put into a soap. Superior for ten-
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New York City. Sold by all Druggists.
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Constipation,
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vertised in The World will be
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advertisement.

M. Bakst Got the Rainbow Drunk to Find Intoxicating Colors for Russian Ballet



And He Must Have
Robbed the Coifers of
King Solomon for the
Wonderful Jewels With
Which He Has Orna-
mented the Riotous
Costumes of His
Dancers.

Principal Setting Done in
Red and Creme de
Menthe Green—Some
Scrambled Egg Effects
Are Shown.

By Nizola Greeley-Smith.

Until I saw the dress rehearsal of the Russian Ballet of the Century Theatre yesterday I had thought of the rainbow as a highly respectable institution—a little gay, perhaps, and like a railway timetable or a woman's mood, subject to change without notice, but still an ancient, conservative, dependable sort of thing.

But the rainbow got drunk last night—Sunday night, too—most publicly and shamelessly drunk. And M. Leon Bakst was to blame for it!

The Bakst ballets—I call them that since the greater number of the ballet costumes were designed by Russia's famous colorist—gave me exactly that impression—that M. Bakst had taken the rainbow on a terrible spree, had turned it by his magic influence into a bacchanalian creature that did not give a well, a rap—what happened to it. And everything happened to it. It seemed to happen spontaneously.

Unless you know, you would not have believed that the scores of young men and women on the gigantic revolving stage had been practicing since their first seven and eight years old for their first appearance in New York—the last of the great cities of the world to give way before the advance of the Russian ballet.

The fortunes of the Russian army may vary, but the Russian ballet has captured, one after another, Paris, London, Vienna, in the last ten years. M. Serge de Diaghileff, Russian nobleman, is the general who has conducted the triumphant world campaign of the allied arts of music, painting and dancing which compose it.

Under him is Enrico Cecchetti, an Italian who has spent the last 24 years in Petrograd and who has trained Pavlova, Lupkova, Massin, Maclova, and practically all the great ballet dancers of the Slavic school. Cecchetti is to-day sixty-five years old, but the youngest member of the de Diaghileff organization is not fonder than he seemed to me as I watched him putting his principals through their final gymnastics before the curtain rose at the Century.

I saw young men and women in the midst of garments doing over and over and over again the intricate steps which look so easy, while the ballet master tapped the time on the floor with a cane so light it seemed more like a wand, or raised it now and then to touch an arm that was held too low or a foot that strayed. The Russian dancers must go through these violent gymnastics every day they are in New York, practicing a single step sometimes for forty-five minutes, yet they have been members of the de Diaghileff school, which has its permanent headquarters in Lonsanne, Switzerland, since they were little boys and girls. The baby dancers, by the way, are trained by Signora Cecchetti.

It is said to have cost \$500,000 to

land the Russian ballet in New York. The exact scenery and costumes filled the hold of the steamship Lafayette.

The principal Bakst setting is done in red and creme de menthe green, with here and there a deep note of blue. A fountain plays at the back of the stage during the ballet. On one side there are stately Greek columns in bright red; on the other side a row of less stately Venuses in bright green. And in front of the red columns and the green Venuses shimmer, that highly intoxicated human rainbow—the Bakst ballet.

In the riot of color and motion and music, no one costume produced its effect on the eye. It is only because I saw the Bakst costumes in the wardrobe room before the rehearsal that I am able to describe any of them. It is claimed some of these Bakst costumes cost \$500 apiece, and there are scores of them. As an illustration of the legions to which Bakst is getting his color effect, I was shown several dresses in which he had reversed costly velvets and brocades, cutting the wrong side because the shade suited him better.

Leon Bakst's favorite color—there is no doubt about it—is orange. The most wonderful Bakst costume—that worn by Miss Xenia Mckietzowa, leading dancer—is a marvelous mixture of ochre yellow, orange and green. Yellow and orange feathers cascade down each side of the skirt. The costume looks in fact like the apotheosis of scrambled eggs—perhaps as the eggs of a bird of paradise would look if scrambled.

It is true, I judge. Next to orange, Leon Bakst loves green. Nothing could be more beautiful than the combination of green and orchid which Mr. Bakst originated for the ballerina costume in the third dance on the programme, the Enchanted Princess, a pas de deux—that is a dancing duo with music by Tchaikovsky.

As I said before, M. Bakst got the rainbow drunk to find his colors. And he must have robbed the coffers of King Solomon to get his jewels. He ornaments his yellow and orange costumes with green jade or blue lapis lazuli, he trims his violet creations with gold and pearls. Cloth of silver, embroidered with blue eagles and gold crosses, bordered with ermine and lined with moss green velvet, is the spectacular robe worn on the spectacular shoulders of Massin at the end of "The Bird of Fire," the principal ballet of the spectacle.

What is it about? I never could have told from looking at it. But here is the official key: "The Bird of Fire" (L'Oiseau de Feu), the principal ballet of de Diaghileff's Ballet Russe, enacts the story of an heir presumptive to the Russian throne, who, while hunting, captures a bird of flaming plumage, so beautiful that he has not the heart to restrain its liberty. In gratitude for its release, the bird presents him with gold and magical feathers, and this taken immediately brings to his side a group of exquisite maidens, who warn him that unless he flees the wood, at once he will be turned to stone by the wicked ogre who has enchanted the place. But he has fallen in love at first sight with one of the maidens, and she with

him, so he determines to remain and resist himself to his probable fate. At the crucial moment, just as the ogre and his monstrous retinue have descended upon him, the Fire-Bird intervenes, breaks the enchantment, enables the Carevitch to destroy the ogre and otherwise makes it possible for the lovers to live happily ever after.

In the interests of truth—if truth has any interests left—it seems necessary to state that the "exquisite maidens" mentioned in the plot wear long loose costumes very like flannel nightgowns. It seems to me that the moment these young ladies appeared, they may have been exclaiming: "one had to take the programme word for it—and they may have fired back: 'I don't know what more to say about the Russian ballet, except I must say this—out like the Russian army, it seems to require eternalities of time and space to move in. I should not like to see it ticked by any von Hindenburg of the dance!'

WOMAN MAKES FATAL LEAP
FROM HOSPITAL WINDOW

Impaled on Iron Fence in Four-
Story Fall at Washington
Square Institution.

Mrs. Adelaide Camisa, a patient in Washington Square Hospital, died there early to-day as the result of injuries sustained in a leap from a fourth-story window of the building. She was impaled on an iron fence which surrounded the hospital. Police officers of the Mercer street station reported the fall as an accident.

The window in the room which Mrs. Camisa and two other women occupied was partially obstructed by a radiator and when the nurse left it to attend to her other duties the sash at the window of the top was open but the nurse returned the window was wide open. The other patients were not awakened when the woman arose.

Mrs. Camisa, who was thirty-six years old, lived with her husband at No. 94 Classon Avenue, Brooklyn. She was operated on at the hospital Tuesday, but the surgeon told her that she would never recover. Her three children are said to be in Italy. Her husband visited her for a short time about 7 o'clock last night.

SHIPPING MENACED BY
NEWTOWN CREEK FIRE

A fire, believed due to spontaneous combustion, started in Box No. 3 of the A. J. and J. J. McCullum coal yards on Newtown Creek, Williamsburg, early to-day. It quickly spread to the other parcels of the yard, which covers a full block. Battalion Chief Attkleer sounded a second alarm as soon as he arrived, and Deputy Chief Maher, after a glance at the factory and shipping in the creek sounded a third and fourth.

The fireboats W. L. Strong and A. S. Hewitt and a number of Standard Oil tugs flooded thousands of tons of burning coal. The Greenpoint drawbridge was raised and kept up half an hour while tugs towed out several lumber schooners which were threatened. Intense cold caused suffering to the firemen. Within a few minutes after they went to work their coats were drenched with ice.

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Take LAXATIVE BROWN QUININE TABLETS
GUTHRIE'S signature is on each box. 50c.—Adv.

400 CLERKS STRIKE
AND DIVISION STREET
LOOKS LIKE WAR ZONE

Attempt to Displace Men With
Women Starts Trouble
in Cloak Trade.

Division Street from Chatham to Rutgers Square looked as if it were part of the European war zone to-day.

Three hundred men and one hundred women who have been selling cloaks in the small store along that thoroughfare were out on strike, and they paraded up and down Division Street shaking their fists and making many threats against their former bosses.

In the early morning hours one arrest was made. Pearl Levitt of No. 51 Market Street, who was employed in a store at No. 174 Division Street to fill the place of a striker, accused Mrs. Sophie Sher of No. 74 Norfolk Street of having struck her in the face. Policeman Cahill took Mrs. Sher, who is one of the strikers, to the Tombs Court.

The trouble began Saturday evening when the clerks, members of an organization known as the Retail Cloak Salespeople of Greater New York, walked out. They said a look-out was planned and that they intended "beating the bosses at their own game."

Hermann Smith of No. 26 Division Street is president of the bosses or organization, which is called the Division Street Merchants' Protective Association.

"This is not a strike, it is a change of methods," he said. "Our women customers have complained that they do not want men to wait on them. We decided to substitute women, and then members of the so-called 'union' proceeded to try to tell us how to run our business."

Woman's Jewel-Laden Body Found
in Ancient Carriage.

PARIS, Jan. 17.—Several Christian tombs have been discovered on the site of ancient Carthage, among them a marble sarcophagus containing the body of a woman richly adorned with jewels, an emerald and ruby necklace, clasp of uncut precious stones—emerald, gold pins, buckles and rings and other ornaments of value, seen on the clothing.



boys and girls in town or country.

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The World's Standard Rubber Footwear

Note this:—You can rely on anything you buy from dealers who sell Hub-Mark Rubber Footwear. They are dependable merchants.

E-BOAT'S SAILORS CAUSED DISASTER, COMMANDER SAYS

Ascribes Blast to Natural Causes
and Scoffs Rumor of
Bomb Plot.

BATTERY IS INTACT.

Edison Engineer Declares New
Appliance Did Not Cause
Explosion.

With a statement from Commander P. B. Upham that the explosion that wrecked the interior of the American submarine E-2 in the Brooklyn Navy Yard "was due to natural causes, brought about accidentally by our men," and an intimation that it was not due to the Edison battery, the cause of the disaster Saturday that killed four men and injured ten remained a mystery to-day.

The Board of Investigation that worked on the case yesterday was assisted to-day by Rear-Admiral Grant, commander of the submarine fleet, ordered here from Philadelphia. It is likely a full court of inquiry will be recommended to-day by Admiral Usher, to follow the investigation now on. Coroner Ernest C. Wagner of Brooklyn also is making an investigation, and said from his work so far he believed the explosion was caused by generating gas.

A number of enlisted men and petty officers openly declare "it was an outside job." They seem to base their theory mainly on the claim that the identity of workmen employed in and about the Navy Yard is not rigorously enough scrutinized. While they are all United States citizens, many are of foreign birth.

The only information given out by the members of the investigating board was that all such talk was mere moonshine and was definitely disposed of by the witnesses examined yesterday.

Miller Reese Hutchison, chief engineer of the Edison Company and a member of the Naval Advisory Board, yesterday searched the E-2 for the cause of the explosion. Rear Admiral Fisher, Commandant of the Navy Yard, accompanied the Edison expert.

Later, from his home at Llewellyn Park, N. J., Mr. Hutchison issued a statement in effect that while he had a tentative opinion, he did not feel at liberty to give it out, and concluding:

"As to the Edison battery, with the facts and conditions before me, I see no reason to recommend to Mr. Edison any changes or alterations in the theory, construction or method of installation of the Edison submarine type storage battery.

"The battery in E-2 does not appear to have been injured in the least."

He also admitted, for the first time, that three submarines of a "certain European power" were equipped with Edison batteries and worked perfectly.

The only official statement of the day obtained from Navy Yard authorities was an emphatic denial of a bomb rumor. It came from Commander F. B. Upham, who, during Admiral Usher's absence in the afternoon, was Acting Commandant.

Chief Electrician L. C. Miles and Seaman John Holway are in a critical condition at the Naval Hospital. Seaman Raymond Otto was pronounced out of danger to-day. The six workmen in the Cumberland Street Hospital are all recovering rapidly.

Machinist G. H. Clark to-day was believed to have little chance to recover and probably will be blind should he survive the burns that have disfigured him.

Coroner Wagner visited the Cumberland Street Hospital to-day and found four men well enough to talk to him. Three of them said they had colds which would have prevented them from detecting vapors in the hold of the E-2. The fourth said he detected nothing more than the usual "oil and gas" smell which is to be found in the bottom of a vessel.

Coroner Wagner had Rear Admiral Fisher's permission to visit the E-2 and talk as freely as he wishes with the survivors. The names have been postponed until Jan. 27.

VETO BY BANKERS DEPRIVES CITY OF HOME RULE

New Bills to Provide That Al-
bany Still Pulls Financial
Strings on Metropolis.

By Samuel M. Williams.

ALBANY, Jan. 17.—New York City is not to have home rule and self-government. It will be given increased independence in departmental administration, but the check reins of restraint, particularly in financial affairs, will be held by the Legislature at Albany. This decision was required by the financiers of Wall Street and has been conceded by representatives of both State and city governments.

Senator Elton R. Brown, leader of the Republican majority in the Legislature, who has been quietly investigating the financial conditions of the metropolis, will make a report within a week or ten days embodying the principal features of the new relations between city and State governments and proposing several bills carrying into effect the agreements reached.

The State concedes to the city local control over practically everything excepting finance, and this one checkrein naturally reaches widely into many branches of municipal administration. The bankers of Wall Street have again taken a hand in questions of government and put a veto on the proposition of complete home rule and independence for the metropolis.

These financiers have been alarmed by the great increase in city debt and by the enormous growth of the city's annual budget. The lavish appropriations of the Mitchell Administration for "uplift" propositions and its expenditures on many honestly conceived improvements have seemed to these unliberal bankers quite costly in the end as a Tammany political administration.

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